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PAUL J. FELDMAN*
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PATRICIA A. MAHONEY
GEORGE PETRUTSAS
LEONARD R. RAISH
JAMES P. RILEY
MARVIN ROSENBERG
LONNA M. THOMPSON
KATHLEEN VICTORY*
HOWARD M. WEISS
*NOT ADMITTED IN VIRGINIA

FLETCHER, HEALD & HILDRETH

ATTORNEYS AT LAW

11th FLOOR, 1300 NORTH 17th STREET

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April 29, 1993

PAUL D.P. SPEARMAN
(1936-1962)
FRANK ROBERSON
(1936-1961)

RETIRED
RUSSELL ROWELL
EDWARD F. KENEHAN
ROBERT L. HEALD
FRANK U. FLETCHER

OF COUNSEL
EDWARD A. CAINE
FEDERAL COMMUNICATIONS COMMISSION
COMMUNICATIONS CONSULTANT
HON. ROBERT E. LEE

WRITER'S NUMBER
(703) 812- 0415

RECEIVED

APR 29 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

VIA HAND DELIVERY

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W., Room 222

BEFORE THE

RECEIVED

Federal Communications Commission

WASHINGTON, D.C. 20554

APR 29 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In re Applications of)	MM Docket No. 93-93
)	
COMMUNITY TV OF)	BPET-881012KE
SOUTHERN CALIFORNIA)	
)	
VALLEY PUBLIC TELEVISION, INC.))	BPET-900904KE
)	
For Construction Permit)	
For a New TV Station on)	
Channel *39)	
Bakersfield, CA)	

Directed to: The Honorable Arthur I. Steinberg
Administrative Law Judge

PETITION FOR LEAVE TO AMEND

Valley Public Television, Inc. (Valley), by its attorneys, hereby respectfully petitions, pursuant to Section 73.3522(b) of the Commission's Rules, for leave to amend its above-captioned application to include an amendment, a copy of which is submitted as Attachment 1 hereto, that was tendered to the Commission on March 18, 1993. In support whereof, the following is submitted:

On March 18, 1993, Valley tendered an amendment pursuant to Sections 1.65 and 73.3522(a) of the Commission's Rules, together with a Petition for Leave to Amend. The Amendment reported changes to information previously reported for the officers, directors, and governing board of Valley, including the election of four new directors.

The amendment was also submitted pursuant to Section 73.3514 of the rules. It supplied information requested in FCC Form 340, including information about the new directors. Also, the percentages of voting control held by each voting member of the

Valley Board of Directors was supplied, pursuant to Section 73.3514.

Although Valley's March 18, 1993 amendment was filed predesignation, pursuant to Section 73.3522(a), it was not discussed or accepted in the Hearing Designation Order (HDO), DA 93-354 (released April 1, 1993), in this proceeding. Valley assumes that its amendment was not accepted or discussed in the HDO because it was tendered very shortly before adoption (March 25, 1993) and release (April 1, 1993) of the HDO.

Attached hereto as Attachment 2 is a copy of the Commission's BAPS FAIR Report for Valley's above-captioned application, which reflects the filing of the amendment and Petition for Leave to Amend on March 18, 1993, and indicates that these are still pending at the Commission. Valley understands that the Mass Media Bureau's practice is to return to the applicant amendments that have been filed close to adoption and release of a hearing designation order, together with a letter advising the applicant that it may re-file its amendment with the Presiding Judge. However, Valley has not received such a letter and, to the best of Valley's knowledge, its amendment has not been returned. Valley has confirmed that the original of the Petition for Leave to Amend is in the Dockets Branch, however, Valley has been unable to locate the original of the amendment at the Commission.

Because the Amendment is on file but has not yet been accepted and can now only be accepted by the Presiding Judge,

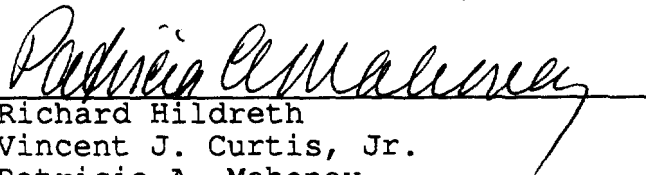
Valley is hereby requesting acceptance of its amendment, as filed on March 18, 1993. In the Petition for Leave to Amend that was filed on March 18, 1993, a copy of which is submitted as Attachment 3,¹ Valley demonstrated that good cause exists for acceptance of this amendment. Community TV of Southern California (CTSC) was served on March 18, 1993, with a copy of the amendment and Petition for Leave to Amend and did not dispute Valley's good cause showing or file any opposition or objection to acceptance of the amendment. Accordingly, good cause exists for acceptance of this amendment, which was properly filed pursuant to Section 73.3522(a)(2) of the Rules, for the reasons stated herein and in Attachment 3 hereto.

WHEREFORE, for the foregoing reasons, it is respectfully requested that the above-referenced amendment filed by Valley on March 18, 1993, be accepted.

Respectfully submitted,

VALLEY PUBLIC TELEVISION, INC.

By:


Richard Hildreth
Vincent J. Curtis, Jr.
Patricia A. Mahoney

Its Attorneys

FLETCHER, HEALD & HILDRETH
1300 N. 17th Street, 11th Floor
Rosslyn, Virginia 22209
(703) 812-0400

April 29, 1993

¹The copy being submitted was obtained from the Dockets Branch.

ATTACHMENT 1

"PLEASE SIGN"
AND RETURN
THIS COPY TO
FLETCHER, HEALD & HILDRETH

AMENDMENT

The application of Valley Public Television, Inc. (VPT), for authority to construct and operate a new noncommercial educational television station on Channel *39, Bakersfield, California (FCC File no. BPET-900904KF), is hereby amended to report and reflect the election of four new directors and to include the attached materials.

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MAR 18 1993
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Robert Oliver fills the term left vacant by the death of Mr. Eaton. Jan Kahn fills the vacancy left by the death of Mr. Bacigalupo. Mary K. Shell and Sherry Zaninovich have been elected to fill new Board positions.

All other representatons and responses to questions in the application remain unchanged.

VALLEY PUBLIC TELEVISION, INC.

By: Carolyn Golde
(Name, Title) Secretary of the Board

Signed and dated this 11th
day of March, 1993

Section II - LEGAL QUALIFICATIONS

Name of Applicant

Valley Public Television, Inc.

1. Applicant is: (Check one box below)

- ☐ (a) governmental or public educational agency, board or institution
- ☐ (b) private nonprofit educational institution
- ☒ (c) Other (specify)

2. For applicants 1(c) only, describe in an Exhibit the nature and educational purposes of the applicant.

Exhibit No.
A

3. For applicants 1(c) applying for a new noncommercial educational television station only, describe in an Exhibit how the applicant's officers, directors and members of its governing board are broadly representative of the educational, cultural and civic segments of the principal community to be served.

Exhibit No.
B

4. Describe in an Exhibit how the proposed station will be used, in accordance with 47 C.F.R. Section 73.503 or Section 73.621, for the advancement of an educational program.

Exhibit No.
1

5. Is there any provision contained in any by-laws, articles of incorporation, partnership agreement, charter, statute or other document which would restrict the applicant in advancing an educational program or complying with any Commission rule, policy or provision of the Communications Act of 1934, as amended?

☐ Yes ☒ No

If Yes, provide particulars in an Exhibit.

Exhibit No.
N/A**CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS**

6. (a) Is the applicant in violation of the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? (See Instruction B to Section II.)

☐ Yes ☒ No

(b) Will any funds, credits or other financial assistance for the construction, purchase or operation of the station(s) be provided by aliens, foreign entities, domestic entities controlled by aliens, or their agents?

☐ Yes ☒ No

If the answer to (b) above is Yes, attach an Exhibit giving full disclosure concerning this assistance.

Exhibit No.

7. (a) Has an adverse finding been made or an adverse final action taken by any court or administrative body with respect to the applicant or parties to the application in a civil or criminal proceeding, brought under the provisions of any law related to the following: any felony; mass media related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination?

☐ Yes ☒ No

(b) Is there now pending in any court or administrative body any proceeding involving any of the matters referred to in (a) above?

☐ Yes ☒ No

If the answer to (a) and/or (b) above is Yes, attach as an Exhibit a full disclosure of the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), a statement of the facts upon which the proceeding is or was based or the nature of the offense alleged or committed, and a description of the current status or disposition of the matter. Where the requisite information has been earlier disclosed in connection with another application or as required by 47 U.S.C. Section 1.65(c) in the case of adjudicated proceedings, the applicant need only provide: (i) an identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.65 information was filed, and the date of filing; and (ii) a description of the current status or disposition of the previously reported matter.

Exhibit No.

PARTIES TO APPLICATION

8. Complete the following Table with respect to all parties to this application:

(NOTE: If the applicant considers that to furnish complete information would pose an unreasonable burden, it may request that the Commission waive the strict terms of this requirement with appropriate justification.)

INSTRUCTIONS: If applicant is a corporation or an unincorporated association with 50 or fewer stockholders, stock subscribers, holders of membership certificates or other ownership interests, fill out all columns, giving the information requested as to all officers, directors and members of governing board. In addition, give the information as to all persons or entities who are the beneficial or record owners of or have the right to vote capital stock, membership or ownership interests or are subscribers to such interests. If the applicant has more than 50 stockholders, stock subscribers or holders of membership certificates or other ownership interests, furnish the information as to officers, directors, members of governing board, and all persons or entities who are the beneficial or record owners of or have the right to vote 1% or more of the capital stock, membership or ownership interests. If applicant is a governmental or public educational agency, board or institution, fill out columns (a), (b), and (c) as to all members of the governing board and

PARTIES TO APPLICATION

8. Complete the following Table with respect to all parties to this application:

NOTE: If the applicant considers that to furnish complete information would pose an unreasonable burden, it may request that the Commission waive the strict terms of this requirement with appropriate justification.

INSTRUCTIONS: If applicant is a corporation or an unincorporated association with 50 or fewer stockholders, stock subscribers, holders of membership certificates or other ownership interests, fill out all columns, giving the information requested as to all officers, directors and members of governing board. In addition, give the information as to all persons or entities who are the beneficial or record owners of or have the right to vote capital stock, membership or ownership interests or are subscribers to such interests. If the applicant has more than 50 stockholders, stock subscribers or holders of membership certificates or other ownership interests, furnish the information as to officers, directors, members of governing board, and all persons or entities who are the beneficial or record owners of or have the right to vote 1% or more of the capital stock, membership or ownership interests. If applicant is a governmental or public educational agency, board or institution, fill out columns (a), (b), and (c) as to all members of the governing board and chief executive officers.

Name and Residence Address(es)	Office Held	Director or Member of Governing Board		% of: Ownership (O) or Voting Stock (VS) or Membership (M)
		YES	NO	
		(c)		
(a)	(b)			(d)
Jan Kahn 13148 Grangeville Blvd. Hanford, CA 93230	Director	X		9.09% (M)
Robert Oliver 6285 N. Thorne Fresno, CA 93711	Director	X		9.09% (M)
Mary K. Shell 2930 21st Street Bakersfield, CA 93301	Director	X		9.09% (M)
Sherry Zaninovich 1205 San Creek Drive Bakersfield, CA 93312	Director	X		9.09% (M)



OFFICE OF THE
FIFTH DISTRICT
SUPERVISOR

MARY K. SHELL

County of Kern Bakersfield, California

September 8, 1992

BIOGRAPHY

MARY K. SHELL

Mary K. Shell was first elected to the Kern County Board of Supervisors, representing the fifth district, in November, 1984. She was re-elected to a four year term in June, 1988, running unopposed. Prior to that she served as Mayor of Bakersfield from 1981 through 1984, a time when Bakersfield was listed as the fastest growing city in California. She is the founder of the Bakersfield Beautiful Committee and initiated a study that culminated in formation of the Historic Preservation Commission.

Supervisor Shell, a native of Bakersfield, is a journalist by profession, beginning at an early age as a general assignment reporter for The Bakersfield Californian, a major daily. She left the newspaper to continue her education and after a period when her children were growing up, she returned to the profession, serving as a reporter

columns appeared the following nine years. She also wrote for Capitol News Service and did several articles for the Los Angeles Herald Examiner. She received several awards for her reporting, including the 1972 Excellence in Reporting Award from the California Trial Lawyers Association and the California Taxpayers Reporting Award for 1975.

In 1978, Mr. Shell returned to the oil business, of which he had been a part, off and on, since 1946. The Shells own a small production company. It qualifies as a genuine "Mom and Pop" company. Joe is the operator, Mary K. is the bookkeeper and they have a pumper. Mr. Shell also has served as a member of the state Agricultural Labor Relations Board.

Supervisor Shell serves on the Southeast Bakersfield Incentive Area advisory council, the Solid Waste Advisory Committee and the Hazardous Waste Advisory Committee. She also served on the Homeless Coalition Task Force, which coordinated initial efforts to create a shelter for the homeless in the Bakersfield area.

She has served on the boards of directors of Salvation Army, Bethany Center, Goodwill Industries and Youth for Christ.

She had an early love of flying and earned her private pilot's license when she was 19 years old, working at the airport in exchange for flying time. HOME ADDRESS: 2930 - 21st Street

Bakersfield, CA 93301
(805) 322-5888

REGIONAL OFFICES

FRESNO
TELEPHONE (209) 266-0117
FAX (209) 227-7885

LOS ANGELES
TELEPHONE (213) 624-3888
FAX (213) 488-3830

MODESTO
TELEPHONE (209) 878-1791
FAX (209) 887-8753

NEWPORT BEACH
TELEPHONE (714) 732-2333
FAX (714) 732-2834

REDDING
TELEPHONE (916) 241-1091
FAX (916) 241-1024

SACRAMENTO
TELEPHONE (916) 880-2818
FAX (916) 880-1814

SAN BERNARDINO
TELEPHONE (914) 381-0827
FAX (714) 381-0868

SAN DIEGO
TELEPHONE (619) 232-2424
FAX (619) 631-0794

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BORTON, PETRINI & CONRON

THE BORTON, PETRINI & CONRON BUILDING

1800 TRUXTUN AVENUE

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BAKERSFIELD, CALIFORNIA 93303

(805) 322-3051

CABLE: "VERDICT"

FAX: (805) 322-4628

F. E. BORTON (1877-1948)
JAMES PETRINI (1887-1978)
HARRY M. CONRON (1907-1971)
KENNETH D. PINSENT (1933-1984)

REGIONAL OFFICES

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FAX (415) 381-6836

SAN JOSE
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FAX (408) 288-3388

SAN LUIS OBISPO
TELEPHONE (805) 841-4340
FAX (805) 841-4888

SANTA BARBARA
TELEPHONE (805) 884-2404
FAX (805) 884-8178

VENTURA
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FAX (805) 888-8804

VISALIA
TELEPHONE (805) 477-5800
FAX (805) 477-4309

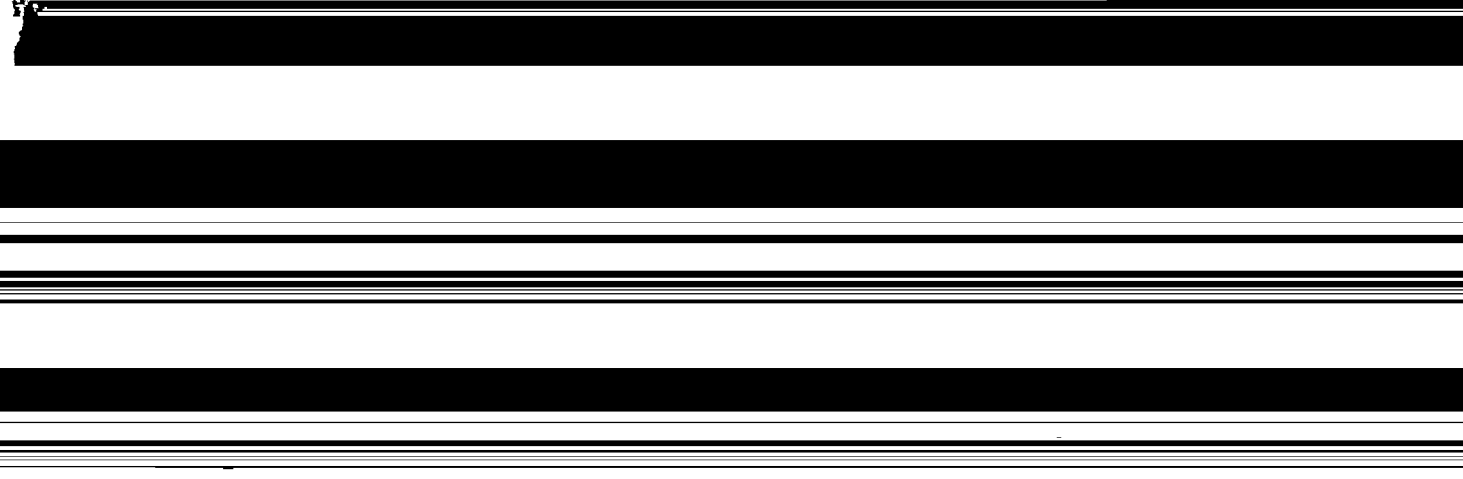
IN REPLY REFER
TO OUR FILE NO.

In response to your request for information on Sherry A. Zaninovich, the following is some background that might be helpful to you.

Mrs. Zaninovich is married to Mark D. Zaninovich and has two children, Brandan, age 9, and Brittany, age 8. They are residents of Bakersfield, and are involved in a family farming operation, V.B. Zaninovich & Sons, Inc. They grow table grapes in both Kern and Tulare County.

Mrs. Zaninovich is employed with the law firm of Borton, Petrini & Conron as an Administrative Assistant to George F. Martin and Bonnie Fitzgerald. She is also the Conference Coordinator for the prestigious Bakersfield Business and Finance Conference put on by Borton, Petrini & Conron annually.

Her civic responsibilities include present affiliations with the City of Bakersfield Planning Commission, and organizing a National Poetry Reading Day. She served as past President and Secretary for a non profit organization entitled Helping Hands which aided homeless and disabled citizens through feeding



KAHN, SOARES & CONWAY

ATTORNEYS AT LAW

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TELEPHONE (202) 347-9300

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(916) 448-3826

711 N. COURT STREET, SUITE F
VISALIA, CALIFORNIA 93291
FAX (209) 738-8436
(209) 738-8418

JAN L. KAHN
Hanford, Ca.

Jan L. Kahn was born in Fresno, California on April 1, 1944. He attended Fresno City schools, including Fresno City College. He graduated from Fresno State University in 1969, with a B.A. degree. Graduated from the University of the Pacific, McGeorge School of Law in 1972.

Mr. Kahn has practiced law in Hanford, California, since 1973 and is a founding partner in the law firm of Kahn, Soares, and Conway- with offices in Hanford, Sacramento, and Visalia California, and in Washington, D.C.

In addition to his law firm business, Mr. Kahn has served as a member of the Hanford City Planning Commission and has served on the board of the Kings County YMCA. He is currently a member of the board of the Kings County Art Foundation and The Taoist Temple Preservation Society.

He, and his wife Jenny have five children- Aaron, Marcus, Sarah, David and Daniel.

PERSONAL RESUME

NAME: ROBERT H. OLIVER

ADDRESS: 6285 N. Thorne
Fresno, CA 93711
(209) 431-3516

FIRM: WILD, CARTER, TIPTON & OLIVER
A Professional Corporation
246 West Shaw Avenue
Fresno, CA 93755-6339
Telephone: (209) 224-2131
1973 to present; became a partner in 1975

**SELECTED
PROFESSIONAL**

ACTIVITIES : Foundation of the State Bar of California; President 1990 - present
Board of Governors - State Bar of California 1988 - 1991;
a Vice President 1990 - 1991
National Conference of Bar Foundations; Director 1992 - 1994
Commission on Judicial Nominees Evaluation; 1987 - 1988
Appointed by State Bar Board of Governors to evaluate all
candidates for State Court Judicial positions and report to the
Governor of the State of California on such evaluations
Executive Committee, Conference of Delegates of the State Bar of
California; Member 1983 - 1986; Vice Chair 1985 - 1986
Fresno Estate Planning Council; 1981 - Present; President 1985
Fresno County Bar Association; Director 1977 - 1983; President 1982
Northern California, State Bar of California, Legal Services Trust
Fund; member of Ad Hoc Committee to draft regulation
establishing Legal Services Trust Fund, 1982 - 1983; Vice Chair
for Northern California 1983
State Bar Legal Services Committee 1982 - 1985
State Bar Conference of Delegates - Resolutions Committee
1980 - 1982
Fresno County Young Lawyers; Director 1974 - 1977; President 1977
Instructor in the area of Corporate and Business Law for
Paralegal students -San Joaquin College of Law 1982 - 1987
Instructor in the area of California Real Estate Secured
Transactions and Corporate Law - Humphreys College of Law
1974 - 1975
Speaker before numerous professional, educational and
community groups regarding business, estate planning
and taxation; leadership and management; legal and strategic
aspects of charitable giving

ACTIVITIES:

St. Agne Medical Center Foundation; 1989 - . resent; Chair 1989 - 1991
 Fresno Rotary Club, (24th Largest Club in U.S.); President 1986 - 1987
 KVPT Channel 18 Public Television "The Great TV Auction"; Chair 1988 - 1991
 CSUF Business Associates Executive Board; 1989 - Present; Chair 1991 - present
 CSUF Foundation Board of Governors; 1990 - Present
 CSUF Planned Gifts Advisory Council; 1987 - Present
 CSUF Business Advisory Council and University Business Leader Advisory Board; 1989 - present
 Sequoia Council/Boy Scouts of America, Executive Board; 1988 - Present
 Fresno Regional Foundation, Board of Governors; 1992 - present
 St. Agnes Medical Center Capital Campaign 1987 (2.6 Million Fund Drive); Co-Chairman 1987
 Leadership Fresno Steering Committee 1984 - 1989
 Valley Business Conference Executive Committee 1986 - 1990; Moderator, 1989-1990
 Salvation Army Advisory Board, Member, Advisory Board 1974 - Present; Chairman 1979 - 1980
 Fresno County Air Pollution Control District Hearing Board 1975 - 1976
 Ad Hoc Committee on Citizens Participation 1974 (This Committee was charged, by the City of Fresno, with responsibility for developing a viable citizens' participation program to take effect as of July, 1974)
 Fresno County Emergency Housing and Program Development Corporation; Secretary and Director 1974
 Board of Directors - Jaycec's 1967 - 1968
 Board of Directors - Fresno State College Alumni Association 1968 - 1970
 SAE Alumni Association; President and Alumni Advisor 1968 - 1970

**SELECTED
HONORS:**

Outstanding Alumnus Award 1992 - Presented by Fresno State School of Business Alumni Association
 Award of Appreciation for Commitment to Quality of Education 1992 - Presented by Fresno Unified School District Board of

The Meritorious Service Medal; United States of America,
1983
Expression of Appreciation; Board of Governors, the State Bar
of California, 1989
Outstanding Member Award; Fresno County and City Chamber of
Commerce - 1987
State Bar Award for Contribution to Voluntary Legal Services,
1983 and 1984
Certificate of Appreciation--Jr. League of Fresno, Inc. 1984
and 1985
Certificate of Appreciation--Discovery Center - 1982
Salvation Army Special Award for Service 1981
First Place - State Jaycee speech competition 1970; National
Finalist 1970
Second Place - State Jaycee speech competition 1969
Jaycee of the Month - November, 1968
Listed in "Outstanding Young Men of America" 1968
Junior Chamber of Commerce Young Man of the Year 1967
Listed in various "Who's Who" publications

EDUCATION: Golden Gate University, School of Law Doctor of Jurisprudence - 1973
American College of Life Underwriters Chartered Life Underwriter
(CLU) Designation - 1974
California State University at Fresno (CSUF) - 1966 Bachelor of
Science Degree in Business Administration
Clovis High School - 1961

**MILITARY
STATUS :** Lt. Col., United States Air Force, California Air National Guard, 144th
Fighter Interceptor Wing, Fresno, California; Commander, 144th
Fighter Interceptor Wing Resources Squadron 1984 - 1985;
Administrator and Staff Assistant - Reserve Forces Policy Board,
Office of the Secretary of Defense, Washington, D.C. 1983 - 1985;
Graduate of Air War College of the Air Force (Seminar Program)
1984; Retired from active Air National Guard Service May, 1987.

**LAW
PRACTICE:** Secretary and Member of Management Committee of Wild, Carter,
Tipton & Oliver, a Professional Corporation; General business
practice with emphasis in areas of estate planning; closely held cor-
porations and partnerships; business transactions.

FAMILY: Married to Stephanie since 1973; two sons, Charles, 16 and Bradley
13.

ATTACHMENT 2

900703KI P 900703 900713 AR *CHAN-48 *TYPE CT *STAT 00 *EXP *PC 920121
900725KG WESTERN NY PUBLIC B/CMS ASSOCI JAMESTOWN NY *CHAN-44 *TYPE ET *STAT 00 *EXP *PC 900731
900725KG P 900725 30 00
900726KG TRUDY M. MITCHELL SLIDELL LA *CHAN-5 *TYPE CT *STAT 00 *EXP *PC 930107
900726KG P 900726 911010 911017 910625 910313 921222 36 92-308 00
PLEADING 920528 NOTICE OF CHG. OF ADDRESS OF COUNSEL FILED 5-28-92/EFF:6-1-92

GRID F 11

PAGE 1231 OF SERVICE *TV*

BAPS FACILITY/APPLICATION INFORMATION REPORT

FROM 39/01/01 TO 93/04/01

BAPCLO-01
PAGE 8097

APP-ARM CP-APP-ARM TYPE REC'D ACCEPT PH-ACC PETITN LOREL CUTOFF TONEAR FRHEAR FINAL-DTE DOCKET PRIOR-ARM HAND CP-EXP

PLEADING 910919 RESPONSE TO STATEMENT FOR THE RECORD
PLEADING 910912 ERRATUM
PLEADING 910906 STATEMENT FOR THE RECORD
PLEADING 910826 OPPOSITION TO FURTHER SUPPLEMENT TO MOTION TO DISMISS/DENY
PLEADING 910816 FURTHER SUPPLEMENT TO MOTION TO DISMISS OR DENY
PLEADING 910719 REPLY TO OPPOSITION TO MOTION TO DISMISS OR DENY
PLEADING 910717 OPPOSITION TO MOTION TO DISMISS OR DENY
PLEADING 910710 MOTION FOR ADDITIONAL TIME
PLEADING 910705 SUPPLEMENT TO MOTION TO DISMISS OR DENY
PLEADING 910625 MOTION TO DISMISS OR DENY

900821KF ARKANSAS RURAL TELEVISION COMP JONESBORO
900821KF P 900821 900831
MINOR AMENDMENT 910208
MINOR AMENDMENT 910110

AR *CHAN-48 *TYPE CT *STAT 05 *EXP *PC 930128
901010 910312 930115 921007 60 91-63 02 941007
*AMENDED 02-08-91: APPLICAT F
* AMENDED 10-10-90 TO THE PEND

900904KF VALLEY PUBLIC TELEVISION, INC. BAKERSFIELD
900904KF P 900904 900913 9101022

CA *CHAN-39 *TYPE ET *STAT 00 *EXP *PC 930329
901022 930329 36 93-93 04
PETITION FOR LEAVE TO AMEND/PATRICIA A. MAHONEY, ESQ.
PETITION FOR LEAVE TO AMEND/RICHARD HILDRETH, ESQ.
PETITION FOR LEAVE TO AMEND/PATRICIA A. MAHONEY, ESQ.
OPPOSITION OF COMMUNITY TELEVISION OF SOUTHERN CALIFORNIA
PETITION FOR LEAVE TO AMEND
ERRATA TO PETITION FOR LEAVE TO AMEND
PETITION FOR LEAVE TO AMEND
OPPOSITION TO REQUEST FOR WAIVER
OPPOSITION TO PETITION FOR LEAVE TO AMEND
MOTION FOR EXTENSION OF TIME
REPLY TO OPPOSITION TO PETITION TO DENY
PETITION FOR LEAVE TO AMEND/LONNA M. THOMPSON-ATTORNEY
OPPOSITION TO PETITION TO DENY/LONNA M. THOMPSON-ATTORNEY
PETITION TO DENY, OR IN THE ALTERNATIVE, TO DISMISS
AMENDED 03/18/93, TO REPORT AN
AMENDED 12/17/92, FOR AUTHORITY
AMENDED 7-8-92 TO REPORT THE E
AMENDED 11-14-90 TO REQUEST FO

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GRID G 11

PAGE 1232 OF SERVICE *TV*

BAPS FACILITY/APPLICATION INFORMATION REPORT

FROM 39/01/01 TO 93/04/01

BAPCLO-01
PAGE 8098

APP-ARM CP-APP-ARM TYPE REC'D ACCEPT PH-ACC PETITN LOREL CUTOFF TONEAR FRHEAR FINAL-DTE DOCKET PRIOR-ARM HAND CP-EXP

910415KG BIG HORN COMMUNICATIONS, INC. BUTTE
910415KG P 910415 910429

MT *CHAN-18
910604

*TYPE CT *STAT 00 *EXP *PC 910823
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910429AG P 910429

MI *CHAN-22
910503

*TYPE TTL *STAT 00 *EXP *PC 910528
910906 66 00

910429AC JEFFREY WHITWORTH GREGORY McDONALD, ETC.
910429AC P 910429 910923
PETITION FOR RECONSIDERATION FILED 910923 BY J. W. GREGORY

TN *CHAN-7
910503

*TYPE TVL *STAT 00 *EXP *PC 921201
910906 66 00

910429AT RICHARD D. TATHAN
910429AT P 910429

LAKE HAVASU CITY, ETC AZ *CHAN-36
910503

*TYPE TTL *STAT 00 *EXP *PC 910513
30 00

910429AG DUCHESS COUNTY
910429AG P 910429

FRUITLAND, ETC. UT *CHAN-41
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*TYPE TT *STAT 00 *EXP *PC 910514
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910429BK EDWARD C. BOWLES

VERO BEACH FL *CHAN-10
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*TYPE TVL *STAT 00 *EXP *PC 920406
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ATTACHMENT 3

FEDERAL COMMUNICATIONS COMMISSION
Record Image Processing System

PRINT JOB REQUESTED

DKT/RM NO: 93-93
DOCUMENT: VALLEY PUBLIC TELEVISION
JOB NUMBER: 1036
REQUESTOR: rips
WORKSTATION: fcc_retr_4
TOTAL PAGES: 15
04/28/1993 @ 11:02:09

RECORD INDEX DATA

Docket Number: 93-93
Rulemaking Number:
Date of Filed Document: 031893
Name of Applicant/Petitioner: VALLEY PUBLIC TELEVISION
Law Firm Name: FLETCHER, HEALD & HILDRE
Attorney/Author Name: MAHONEY, PATRICIA A.
File Number/City, St.: BPET-900904KF
Document Type: PL <LEAVE AMEND >
FCC Number/DA Number:
Release Date/Denied Date:
Receipt/Adopted/Issued Date: 031893
Exparte/Late Filed:
Viewing Status: 0
Total Page Count: 15

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RETIRED
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March 18, 1993

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VIA HAND DELIVERY

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W., Room 222
Washington, D.C. 20036

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

RE: BPET-900904KF
Bakersfield, California

Dear Ms. Searcy:

Transmitted herewith on behalf of Valley Public Television, Inc., are an original and four (4) copies of its Petition for Leave To Amend in connection with its above-referenced application.

Should any question arise concerning this matter, please communicate with this office.

Very truly yours,

FLETCHER, HEALD & HILDRETH

Patricia A. Mahoney
Patricia A. Mahoney
Counsel for
Valley Public Television, Inc.

PAM/dlr
Enclosure

cc: Roy J. Stewart, Esquire (w/enc.) (by hand)
Theodore D. Frank, Esquire (w/enc.)

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

BEFORE THE

Federal Communications Commission

WASHINGTON, D.C. 20554

In re Application of

VALLEY PUBLIC TELEVISION, INC.

For Construction Permit for a
New Noncommercial Educational
Television Station on Channel *39
Bakersfield, California

File No. BPET-900904KF

Directed to: Chief, Mass Media Bureau

PETITION FOR LEAVE TO AMEND

Valley Public Television, Inc. (Valley), by its attorneys,
hereby respectfully petitions, pursuant to Section 73.3522(a)(2) of
the Commission's Rules, for leave to amend its above-captioned
application to include an amendment filed simultaneously herewith,
a copy of which is included herein. In support whereof, the

previously reported the fact that each of the voting members of the board has one vote. This amendment reflects the fact that, since each of the voting members of the Board has one vote, each voting member has 9.09% of the total votes.


Good cause exists for acceptance of this amendment, which reports and supplies information required by the Commission's Rules. See, e.g., RKO General, Inc., 31 F.C.C.2d 919 (1971).

WHEREFORE, for the foregoing reasons, it is respectfully requested that the amendment submitted herewith be accepted.

Respectfully submitted,

VALLEY PUBLIC TELEVISION, INC.

By:


Richard Hildreth
Patricia A. Mahoney

Its Attorneys

FLETCHER, HEALD & HILDRETH
1300 N. 17th Street
11th Floor
Rosslyn, Virginia 22209
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March 18, 1993

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

AMENDMENT

The application of Valley Public Television, Inc. (VPT), for authority to construct and operate a new noncommercial educational television station on Channel *39, Bakersfield, California (FCC File no. BPET-900904KF), is hereby amended to report and reflect the election of four new directors and to include the attached materials.

Robert Oliver fills the term left vacant by the death of Mr. Eaton. Jan Kahn fills the vacancy left by the death of Mr. Bacigalupo. Mary K. Shell and Sherry Zaninovich have been elected to fill new Board positions.

All other representatives and managers to questions in the

Section II - LEGAL QUALIFICATIONS

Name of Applicant

Valley Public Television, Inc.

1. Applicant is: (Check one box below)

- ☐ (a) governmental or public educational agency, board or institution
- ☐ (b) private nonprofit educational institution
- ☒ (c) Other (specify)

2. For applicants 1(c) only, describe in an Exhibit the nature and educational purposes of the applicant.

Exhibit No.
A

3. For applicants 1(c) applying for a new noncommercial educational television station only, describe in an Exhibit how the applicant's officers, directors and members of its governing board are broadly representative of the educational, cultural and civic segments of the principal community to be served.

Exhibit No.
B

4. Describe in an Exhibit how the proposed station will be used, in accordance with 47 C.F.R. Section 73.503 or Section 73.521, for the advancement of an educational program.

Exhibit No.
1

5. Is there any provision contained in any by-laws, articles of incorporation, partnership agreement, charter, statute or other document which would restrict the applicant in advancing an educational program or complying with any Commission rule, policy or provision of the Communications Act of 1934, as amended?

☐ Yes ☒ No

If Yes, provide particulars in an Exhibit.

Exhibit No.
N/A

CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS

6. (a) Is the applicant in violation of the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? (See Instruction B to Section II.)

☐ Yes ☒ No

(b) Will any funds, credits or other financial assistance for the construction, purchase or operation of the station(s) be provided by aliens, foreign entities, domestic entities controlled by aliens, or their agents?

☐ Yes ☒ No

If the answer to (b) above is Yes, attach an Exhibit giving full disclosure concerning this assistance.

Exhibit No.

7. (a) Has an adverse finding been made or an adverse final action taken by any court or administrative body with respect to the applicant or parties to the application in a civil or criminal proceeding, brought under the provisions of any law related to the following: any felony; mass media related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination?

☐ Yes ☒ No

(b) Is there now pending in any court or administrative body any proceeding involving any of the matters referred to in (a) above?

☐ Yes ☒ No

If the answer to (a) and/or (b) above is Yes, attach as an Exhibit a full disclosure of the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), a statement of the facts upon which the proceeding is or was based or the nature of the offense alleged or committed, and a description of the current status or disposition of the matter. Where the requisite information has been earlier disclosed in connection with another application or as required by 47 U.S.C. Section 1.55(c) in the case of adjudicated proceedings, the applicant need only provide: (i) an identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.55 information was filed, and the date of filing; and (ii) a description of the current status or disposition of the previously reported matter.

Exhibit No.